

1 STATE OF CALIFORNIA

2 BEFORE THE COMMISSION ON JUDICIAL QUALIFICATIONS

3
4 Inquiry Concerning a Judge) ANSWER OF RESPONDENT TO NOTICE
5 No. 18) OF FORMAL PROCEEDINGS

6
7
8 The respondent Judge named in the Notice of Formal
9 Proceedings herein (hereafter called "respondent"), answers
10 the Notice as follows:

11 1. During the time encompassed by the alleged incidents
12 and proceedings referred to in the Notice (mid-1972 to and
13 including 1973) and earlier matters in the years 1970, 1971
14 and 1972, referred to in the informal communications from the
15 Commission to respondent, which matters are not alleged in or
16 incorporated into the Notice, the respondent, as a Judge of
17 the Municipal Court for the Los Angeles Judicial District, has
18 heard, as a Municipal Judge, about 18,500 separate arraignments,
19 and in addition thereto, preliminary examinations in criminal
20 cases in that Court involving not less than 5700 separate defen-
21 dants, as well as many other matters related thereto. During
22 that period respondent convened court at 8:15 a.m., P.D.T., and
23 frequently sat until late in the evening. In order to be able at
24 this time to speak with assurance about all of the incidents, col-
25 loquies and other matters that occurred in, during and in relation
26 to those thousands of proceedings, it would be necessary for res-
27 pondent to refresh or recall memory by examination and study of
28 the reporter's transcripts of those proceedings. The transcripts,

1 except for a few of them, which respondent, long before the
2 Notice was issued, caused to be transcribed, are not and have
3 not been available to respondent except upon condition that
4 respondent pay the cost of transcription, which cost, as
5 respondent is informed and believes and therefore alleges,
6 would require the transcription of hundreds of pages of testi-
7 mony and proceedings and thereby impose upon respondent an
8 unjustified burden that tends to deter a proper defense to
9 this proceeding; and which cost by reason of the penal and
10 quasi-criminal nature of this proceeding ought to be borne by
11 the Commission or State. By reason of the matters in this
12 paragraph 1 alleged, and the inability at this time, and with-
13 out refreshment of recollection, to recall the incidents,
14 colloquies and other matters that occurred in, during and in
15 relation to the thousands of proceedings that respondent heard
16 in the period 1970-1973, respondent is unable to answer many
17 of the allegations of the Notice, and, therefore, such allega-
18 tions are denied for the lack, at this time, of information
19 or belief upon the subject, sufficient to enable respondent
20 to answer the allegations from respondent's present actual
21 knowledge, although upon the bare face of the Notice the matters
22 so denied may be technically such as are presumably within re-
23 spondent's actual knowledge.

24 2. Answering subdivision A of Count One of the Notice,
25 respondent denies that she abused her contempt power, or thereby
26 or otherwise or at all, infringed upon the constitutional, or
27 any, right of criminal defendants, or any of them, to effective
28 or any assistance of counsel, in the respects or by the means

1 alleged in said subdivision A or in any or either of such
2 respects, or at all.

3 3. With reference to the transcripts of the proceed-
4 ings herein involved and the alleged quotations from or para-
5 phrases or summaries of the proceedings as reported in those
6 transcripts, respondent alleges that she has heretofore re-
7 quested the Commission on Judicial Qualifications to supply
8 her with copies of the transcripts of the proceedings to which
9 proceedings the Commission, in its informal communications
10 with respondent referred; but, the Commission has failed or
11 refused to supply her with, or make available to her, such
12 copies.

13 4. The answer herein made to any allegation made in
14 Count One of the Notice, and any affirmative allegations herein
15 made, are hereby incorporated and re-alleged, as an answer to
16 the allegations made, directly or by incorporation in Count Two
17 of the Notice.

18 5. Respondent alleges that insofar as the allegations
19 of the Notice seek, purport or are intended to allege or charge
20 that respondent committed judicial or legal error in hearing,
21 conducting or determining any of, or making any ruling or de-
22 cision in any of, the causes assigned to her and referred to in
23 the Notice, this Commission is without jurisdiction, authority
24 or right to inquire into, pass upon or otherwise hold respondent
25 accountable or disciplinable for her judicial actions, rulings
26 or decisions therein or in any of them, as distinguished from
27 acts or conduct on her part, if any, that may amount to the
28 kind of judicial misconduct that comes or falls within the

1 scope of the provisions of Article 6, section 18(c) of the
2 Constitution of the State of California; and in that connec-
3 tion respondent alleges further that none of her acts or
4 conduct in any of the proceedings alleged or referred to in
5 the Notice to have been done or carried on by her as a Judge,
6 come or fall, or are or were, within the scope of said Arti-
7 cal 6, section 18(c).

8 6. Further answering paragraph 1 of subdivision A of
9 the Notice, respondent admits and alleges that the purported
10 verbatim colloquy and examination quoted in said paragraph 1
11 is a part of the colloquies and proceedings had in the prelim-
12 inary hearing of People v. Lovin, et al. Except as herein
13 expressly admitted respondent denies generally and specifically
14 each and every allegation made in said paragraph 1.

15 7. Further answering the allegations of paragraph 2
16 of subdivision A of Count One of the Notice, respondent admits
17 and alleges that on or about April 6, 1973 a preliminary hear-
18 ing or examination in People v. Payne, et al. was had before
19 her, during the hearing of which a conflict of interest was
20 declared on the part of the Public Defender assigned to repre-
21 sent the defendants; and that during that proceeding, and at a
22 time when counsel representing the defendants should have been
23 present before respondent conducting the defense, Mr. Ryan was
24 absent from the courtroom without request for or the granting of
25 permission to be absent; and that when called upon by respondent,
26 as respondent is informed and believes and, therefore, alleges,
27 he misrepresented the true reason for his absence to respondent.
28 Respondent has no information or belief sufficient to enable

1 her to answer the allegations of said paragraph 2 relating to
2 the alleged activities of Mr. Ryan outside her courtroom, or
3 of proceedings, if any, had in respect of Mr. Ryan elsewhere,
4 and, therefore, placing her denial upon that ground, respondent
5 denies generally and specifically each and every allegation
6 contained in said paragraph 2 relating to what occurred in
7 Division 36 or Division 35, or to Mr. Ryan's assignment to
8 represent Sylvester Payne, or to Mr. Ryan's concern or state
9 of mind or Mr. Ryan's activities, if any, in the "bail-out"
10 room or the court employees' lounge, or what Mr. Ryan may have
11 been advised or informed by others or what was done by any
12 marshall [sic], or what proceedings were had in the Superior
13 Court. Except as herein admitted or denied for lack of informa-
14 tion or belief, respondent denies generally and specifically
15 each and every allegation contained in said paragraph 2.

16 8. Further answering paragraph 3 of subdivision A of
17 Count One of the Notice, respondent admits and alleges that on
18 or about May 3, 1973 a preliminary hearing or examination was
19 had before her, in which the defendant was represented by one,
20 Deputy Public Defender Michael Karagozian; and that a part
21 of the proceedings had therein is correctly quoted on pages 6
22 to 8 of the Notice. In that connection respondent further
23 alleges that in the course of that proceeding, as well as in
24 other proceedings before respondent during several previous
25 days, said Michael Karagozian frequently acted in a belligerent
26 manner toward witnesses, and unnecessarily interrupted, and
27 disregarded the court's instructions to refrain from such
28 conduct; and that then, as well as at the hearing being had

1 on or about May 3, 1973, said Michael Karagozian exhibited
2 and expressed, in tone of voice and demeanor, an annoyed,
3 sneering and contemptuous attitude toward the court and a
4 defiant disagreement with the court's rulings. Save and except
5 as herein admitted or alleged, respondent denies generally and
6 specifically each and every allegation contained in said para-
7 graph 3.

8 9. Further answering paragraph 4 of subdivision A of
9 Count One of the Notice, respondent admits and alleges that
10 on or about July 12, 1973 a preliminary hearing or examination
11 was had before her, in People v. Homer Moore, in which the
12 defendant was represented by Deputy Public Defender Vernon L.
13 Putnam, and that in that hearing Mr. Putnam made a motion to
14 exclude witnesses, which motion respondent granted. A police
15 officer who, the prosecutor told the court, was not to be called
16 as a witness, remained in the courtroom. Mr. Putnam then asked
17 that this police officer be excluded, representing to the court
18 that he [the officer] also be excluded. When asked for the
19 reason for that request, Mr. Putnam told the court that the
20 officer might be called by the defense as a witness. That
21 tactic had been frequently employed by the Deputy Public
22 Defenders appearing before respondent, without it materializ-
23 ing in the police officer actually being called as a witness;
24 and further, as respondent knew from experience, the defendant
25 seldom, if ever, puts on a defense in a preliminary examination,
26 except on rare occasions when represented by a lawyer inex-
27 perience in the conduct of the defense of a person accused
28 of a crime. Based upon the facts just alleged respondent did
29 indicate to Mr. Putnam that she thought he was lying. Mr. Putnam

1 did not deny that he was, but only repeated verbatim his previ-
2 ous statement, i.e., "I may wish to call him." Deputy Public
3 Defender Pine, who was present during the colloquy between
4 Mr. Putnam and respondent, then took over the defense, at a
5 time when no questions had been put to any witness. He was
6 explicitly warned by respondent that the court would not put
7 up with any more obstructionist tactics. Nonetheless Mr. Pine,
8 after the first question asked in the proceeding (calling only
9 for the witness' name and position), interrupted to announce
10 that he intended to call the officer, at which point, he having
11 ignored respondent's warning and instruction about obstruction-
12 ist tactics, he was held in contempt. Private counsel was
13 substituted and the hearing was shortly concluded without further
14 incident or any requests for time or objection to proceeding by
15 defense counsel. Save and except as hereinabove expressly
16 admitted, respondent has no information or belief sufficient
17 to enable her to answer the remaining allegations of said para-
18 graph 4 and, therefore, placing her denial upon that ground
19 respondent denies generally and specifically each and every
20 allegation of said paragraph 4 not herein expressly admitted.

21 10. Further answering paragraph 5 of subdivision A of
22 Count One of the Notice, respondent admits and alleges that on
23 occasion, when expeditious dispatch of the court's business
24 required it, she has requested attorneys, including, but not
25 limited to, deputy public defenders, appearing in matters on
26 that day's calendar, not to leave the courtroom unless excused
27 by her. Respondent has no information or belief upon the
28 subject sufficient to enable her to answer any of the allegations

1 of said paragraph 5 that relate to the acts or conduct of
2 Deputy Public Defender Breitweiser or Kleinkopf outside of
3 court hours or outside the courtroom or to their advice to or
4 communications with their supervisor or to what their super-
5 visor may have directed them to do or to what took place after
6 said Deputy Public Defender had left the court, and, therefore,
7 placing her denial upon that ground, denies generally and
8 specifically each and every allegation hereinabove in this
9 sentence described. Save and except as hereinabove in this
10 paragraph 10 expressly admitted or denied for lack of informa-
11 tion or belief, respondent denies generally and specifically
12 each and every allegation contained in said paragraph 5, except
13 that respondent alleges that Mr. Kleinkopf was released from
14 custody upon her direction.

15 11. Answering subdivision B of the Notice, respondent
16 denies that she unlawfully or otherwise, or at all, interfered
17 with the, or any, attorney-client relationship by the means or
18 in the respects alleged or referred to in said subdivision B,
19 or in any or either of said means or respects, or at all.

20 12. Further answering paragraph 2 of subdivision B of
21 the Notice, respondent admits and alleges that the preliminary
22 hearing of People v. Douglas Leroy Nelson was had before respon-
23 dent on or about June 25, 1973, at which time the defendant was
24 represented by Mr. Kroneberger, who moved to disqualify respon-
25 dent under section 170.6 of the Code of Civil Procedure, which
26 motion respondent denied on the ground that, as she had judi-
27 cially concluded and ruled, the motion was untimely, and further,
28 that at that time Mr. Kroneberger moved that he be relieved as

1 as counsel for the defendant, which motion respondent granted.
2 Save and except as herein admitted and alleged, respondent has
3 no information or belief sufficient to enable her to answer the
4 allegations of said paragraph 2, and, therefore, placing her
5 denial upon that ground, respondent denies generally and specifi-
6 cally each and all of the remaining allegations in said para-
7 graph 2.

8 13. Further answering paragraph 3 of subdivision B of the
9 Notice, respondent admits and alleges that a preliminary hearing
10 or examination in People v. Robert Crane Hughes was had before
11 her on or about August 27, 1973, and that in the course of that
12 proceeding a purported affidavit was dismissed because respondent,
13 after due deliberation and consideration, judicially concluded
14 and ruled that it was untimely. Respondent has no information
15 or belief sufficient to enable her to answer the allegation
16 that Mr. Hughes was not eligible for Public Defender representa-
17 tion and had paid a retainer for Mr. Ingber's representation,
18 and, therefore, placing her denial upon that ground, denies said
19 allegation generally and specifically. Save and except as
20 herein expressly admitted or denied for lack of information or
21 belief, respondent denies generally and specifically each and
22 every allegation contained in said paragraph 3.

23 14. Further answering paragraph 4 of subdivision B of the
24 Notice, respondent has no information or belief sufficient to en-
25 able her to answer any of the allegations in said paragraph 4
26 and, therefore, placing her denial upon that ground, denies gener-
27 ally and specifically each and every allegation in said paragraph 4.

28 15. Answering subdivision C of Count One of the Notice,
29 respondent denies that she acted unreasonably or arbitrarily

1 or in any other way improperly or wrongfully in the matters
2 of bail-setting and the issuance of bench warrants, or in
3 either of such matters in any of the respects or by any of
4 the means alleged or referred to in said subdivision C, or
5 otherwise or at all.

6 16. Further answering paragraph 1 of subdivision C
7 of Count One of the Notice, respondent admits a preliminary
8 hearing or examination in People v. Richard Russo was scheduled
9 to be held before respondent on March 23, 1973, but the defen-
10 dant did not then appear, and that thereafter, on or about
11 April 3, 1973, when efforts to communicate with the defendant's
12 doctor had failed, because of the doctor's failure to answer or
13 return telephone calls, and respondent had verified that the
14 jail hospital section was fully equipped to evaluate or diagnose
15 the defendant's alleged illness if he were confined there, a
16 bench warrant was issued and bail fixed. Save and except as
17 hereinabove expressly admitted, respondent denies generally
18 and specifically each and every allegation of said paragraph 1.

19 17. Further answering paragraph 2 of subdivision C
20 of Count One of the Notice, respondent admits and alleges that
21 a preliminary hearing or examination was set before her for
22 September 25, 1972 and on that day was continued to October 2,
23 1972, at which latter time neither the defendants nor the
24 Deputy Public Defender assigned to the case appeared, at which
25 time bench warrants for the defendants were issued; and that
26 promptly upon being informed that the case had been dismissed
27 as to the defendant Williams, the warrant for him was with-
28 drawn. Save and except as hereinabove expressly admitted,

1 respondent denies generally and specifically each and every
2 allegation contained in said paragraph 2.

3 18. Further answering paragraphs 3, 4, 5 and 6 of
4 subdivision C of Count One of the Notice, respondent has no
5 information or belief upon the subject sufficient to enable
6 her to answer any of the allegations contained in said para-
7 graphs 3, 4, 5 and 6, or in any or either of them, and, therefore,
8 placing her denial upon that ground, denies generally and speci-
9 fically each and every allegation in said paragraphs 3, 4, 5
10 and 6, or in either or any of them.

11 19. Answering subdivision D of Count One of the Notice,
12 respondent denies generally and specifically that she engaged
13 in the conduct alleged in said subdivision D, for the reasons
14 or having the effect therein alleged or in the manner or by
15 the means alleged or referred to in said subdivision or otherwise,
16 or at all.

17 20. Further answering paragraph 1 of subdivision D of
18 Count One of the Notice, respondent admits and alleges that
19 a preliminary hearing or examination in People v. Earl Anthony
20 Conway was had before respondent on or about July 6, 1973, in
21 the course of which Deputy Public Defender Maryanna Henley
22 persisted in continuing and persisting in a line of cross-
23 examination that respondent had judicially ruled was irrelevant,
24 and persisted in pursuing that line despite that ruling and
25 after having had the record read to her, professing not to
26 understand what line of questioning she could pursue, whereupon
27 she was replaced by another Deputy Public Defender, who completed
28 the cross-examination that had been ruled objectionable; and

1 further, that respondent sought to warn Deputy Public Defender
2 Henley of the danger of incurring punishment for contempt by
3 persisting in her persistent effort to defy or circumvent the
4 ruling that had been made, which warning was sought to be con-
5 veyed by an inquiry about having brought a toothbrush. Save
6 and except as hereinabove expressly admitted, respondent denies
7 generally and specifically each and every allegation of said
8 paragraph 1.

9 21. Except that respondent admits that a preliminary
10 hearing in People v. Michael Ramirez Mendoza was had before
11 respondent on or about February 23, 1973, respondent denies
12 generally and specifically each and every allegation contained
13 in paragraph 2 of subdivision D of Count One of the Notice.

14 22. Further answering paragraph 3 of subdivision D of
15 Count One of the Notice, respondent admits and alleges that a
16 preliminary hearing in the case referred to in said paragraph 3
17 was held before respondent on or about May 8, 1973 and that,
18 after Deputy Public Defender Yano had repeated an objection
19 to the same question, the objection being overruled each time,
20 respondent commented on that repetitiveness by using the words
21 "You've heard the ruling on that Mr. Yano. You want to have
22 another ruling?" Respondent admits and alleges that the re-
23 quest by Mr. Yano to continue the matter until 1:30 p.m. was
24 made after it had been continued to 8:15 a.m. the following
25 morning, in order to procure the attendance of an ill witness
26 and after, at respondent's instance and to Mr. Yano's knowledge,
27 an effort to get the witness to attend at 1:30 p.m. had been
28 unsuccessful, because the witness could not then be located;

1 but he was later located and the examination was resumed,
2 with Mr. Yano present, at 1:22 p.m., and concluded that day.
3 Save and except as hereinabove expressly admitted, respondent
4 denies generally and specifically each and every allegation
5 in said paragraph 3.

6 23. Answering subdivision D of Count One of the Notice,
7 respondent denies that she has engaged in curt or rude conduct
8 in any of the respects or by any of the means or by any of
9 the conduct or acts alleged in said subdivision D, or other-
10 wise, or at all.

11 24. Answering subdivision E of Count One of the
12 Notice, respondent denies that she has abused any of the
13 prerogatives of her high office in any of the respects or
14 by any of the means or by any of the conduct or acts alleged
15 in said subdivision E, or otherwise, or at all.

16 25. Answering subdivision F of Count One of the
17 Notice, respondent denies that she engaged in curt or rude
18 conduct in any of the respects or by any of the means or by
19 any of the conduct or acts alleged in said subdivision F,
20 or otherwise, or at all.

21 26. Answering paragraphs 3, 4, 5 and 6 of subdivi-
22 sion F of Count One of the Notice, respondent by this refer-
23 ence hereby incorporates all of the allegations hereinabove
24 made in answer to each and any of the allegations incor-
25 porated by reference into said paragraphs 3, 4, 5 and 6,
26 or in any or either of them.

27 27. Respondent denies generally and specifically each
28 and every allegation made in subdivision G of Count One of

1 the Notice.

2 28. Answering the allegations of subdivision H of
3 Count One of the Notice, respondent admits that on occasion
4 and in the exercise of her constitutionally guaranteed right
5 of free speech and expression, respondent has expressed her
6 views on the right of self-defense conferred and enforced by
7 law and of ways that, in her opinion, women who are physically
8 attacked may most effectively exercise that right; that she
9 has on occasion furnished and decorated her chambers in a
10 way that pleases her and comports with her personal ideas and
11 standards of esthetic appearance and utilitarian design and
12 construction; that, believing as she does that the people are
13 entitled to know what goes on in their courts, who the judges
14 are and how they conduct themselves, she has on occasion
15 answered questions on such subjects put to her by representa-
16 tives of the State's informational media; that for a short
17 period of time, while a small dog owned by her was ill and
18 could not safely be left alone, she brought the dog to the
19 courthouse and kept it near her in such a place and way so
20 that it was not discernible or audible to anyone else in the
21 courtroom; and that, at the expense of herself and certain
22 others, she arranged to provide the services of a clergyman
23 to those persons accused of crime and appearing in her court
24 who desired spiritual aid and comfort. Save and except as
25 herein expressly admitted, respondent denies generally and
26 specifically each and every allegation appearing in said sub-
27 division H.
28

1 29. With respect to the allegations of subdivision H
2 of Count One of the Notice, respondent alleges:

3 (a) The allegations therein con-
4 tained are exaggerated, colored and
5 distorted versions of facts that in
6 context and in their true aspect are
7 merely exemplars of personal prefer-
8 ences in the way of an expression of
9 one's own individuality, personality
10 and life style.

11 (b) Said allegations are an attempt
12 to discipline respondent again for
13 matters that are stale, barred by
14 limitation and laches, and in respect
15 of which the Commission has long since
16 exercised and exhausted its authority,
17 and the revival of which, at this late
18 date and in the circumstances surround-
19 ing them, constitutes the placing of
20 respondent in double jeopardy and a
21 denial to her of due process of law,
22 all as guaranteed against State action
23 by the Fourteenth Amendment to the
24 Constitution of the United States and
25 sections 1, 9 and 13 of Article I of
26 the Constitution of the State of Calif-
27 ornia.

28 (c) Revival and pressing of the

1 charges represented by those allegations
2 amount to an attempt to abridge, suppress
3 and deter exercise by respondent of her
4 right to freedom of speech, expression
5 and association guaranteed by the First
6 and Fourteenth Amendments to the Consti-
7 tution of the United States and sections
8 1 and 9 of Article I of the Constitution
9 of the State of California.

10 (d) The Commission is without
11 jurisdiction, authority, power or right
12 to inquire with respect to, or take any
13 action against respondent on account
14 of the matters alleged or referred to
15 in said subdivision H.

16 (e) Respondent, at all times
17 since receipt of the letter dated July 5,
18 1967, referred to in paragraph 1 of said
19 subdivision H, has scrupulously complied
20 with and comported herself in accordance
21 with its tenor and content.

22 30. Answering Count Two of the Notice, respondent refers
23 to and incorporates paragraph 4 of this Answer.

24 31. In connection with the allegations hereinabove made
25 for lack of information or belief, respondent refers to and in-
26 corporates paragraph 1 of this Answer.

27 32. It has not been the intention or purpose of this
28 Answer to leave unanswered any allegation of the Notice, but,

1 rather, to join issue thereon so that competent evidence of
2 every material allegation will be required to be produced.
3 Accordingly, every such allegation not herein admitted or denied
4 for lack of information or belief, is denied.

5 33. In connection with the allegations of paragraphs 31
6 and 32, respondent alleges further that she is willing to instruct
7 her counsel, upon being supplied with copies of the Reporter's
8 Transcript of each of the proceedings referred to in the Notice,
9 to enter into such stipulation as will supply evidence of what
10 occurred in the course of such proceedings, to the extent that
11 such evidence if produced by percipient witnesses would be
12 relevant and otherwise competent, without the necessity of
13 calling the reporters or any other percipient witnesses to
14 testify personally to such occurrences.

15 WHEREFORE, respondent respectfully prays that the
16 within proceeding be dismissed.

17
18 BALL, HUNT, HART, BROWN & BAERWITZ
19 KAPLAN, LIVINGSTON, GOODWIN,
20 BERKOWITZ & SELVIN
21 JOSEPH A. BALL
22 HERMAN F. SELVIN

23 by LS/

24 Herman F. Selvin
25 Attorneys for respondent
26
27
28

VERIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)

SS.

I am the respondent in the above entitled matter;
I have read the foregoing ANSWER OF RESPONDENT TO NOTICE OF
FORMAL PROCEEDINGS and know the contents thereof; and I certify
that the same is true of my own knowledge, except as to those
matters which are therein stated upon my information or belief,
and as to those matters I believe it to be true.

I certify under penalty of perjury that the foregoing
is true and correct.

Executed On August 23, 1974, at Los Angeles, California.

/s/
Noel Cannon

1 STATE OF CALIFORNIA
2 BEFORE THE COMMISSION ON JUDICIAL QUALIFICATIONS
3

4 Inquiry Concerning a Judge) ANSWER OF RESPONDENT TO
5 No. 18) AMENDMENT OF NOTICE OF
6 FORMAL PROCEEDINGS
7

8 The respondent Judge named in the Amendment of Notice
9 of Formal Proceedings herein (hereafter called "respondent"),
10 answers the Amendment of Notice as follows:

11 1. Answering Paragraph 5 of subdivision H of Count
12 One of the Amendment of Notice, respondent has no information or
13 belief sufficient to enable her to answer the allegation that Ms.
14 Denise Belfrey was a necessary percipient witness in the case
15 of people v. William Clay Coleman, No. A-309386 and, therefore,
16 placing her denial upon that ground respondent denies generally
17 and specifically each and every allegation hereinabove in this
18 sentence described. Further answering Paragraph 5 of subdivision
19 H of Count One of the Amendment of Notice, respondent has no
20 information or belief sufficient to enable her to answer the
21 allegation that Ms. Belfrey was employed in Washington, D.C. at
22 the time of the preliminary hearing hereinabove referred to, and
23 voluntarily agreed to come to Los Angeles at county expense to
24 testify for the prosecution at the preliminary hearing and,
25 therefore, placing her denial upon that ground, denies generally
26 and specifically each and every allegation hereinabove in this
27 sentence described.

28 2. Further answering Paragraph 5 of subdivision H of

1 Count One of the Amendment of Notice, respondent admits that Ms.
2 Belfrey testified at the preliminary hearing in the case of
3 people v. William Clay Coleman, No. A-309386 on or about August
4 7, 1974. Additionally, respondent admits that the defendant was
5 held to answer following the preliminary hearing in the above
6 case of People v. William Clay Coleman, No. A-309386.

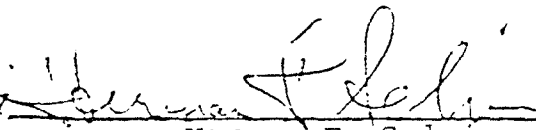
7 3. Further answering Paragraph 5 of subdivision H of
8 the Amendment of Notice, respondent admits that Los Angeles
9 District Attorney Investigator Robert W. Ewen attempted to have
10 respondent sign a voucher for meals, lodging and witness fees
11 for Ms. Belfrey, and alleges that such voucher was not signed
12 because in respondent's judicial judgment the amount therein
13 requested was exorbitant. Save and except as hereinabove in
14 paragraphs 1 through 3 expressly admitted or denied for lack of
15 information or belief, respondent denies generally and
16 specifically each and every allegation contained in said
17 paragraph 5 of subdivision B of the Amendment of Notice.

18 WHEREFORE, respondent respectfully prays that the
19 within proceeding be dismissed.
20

21 BALL, HUNT, HART, BROWN & BAERWITZ

22 KAPLAN, LIVINGSTON, GOODWIN,
23 BERKOWITZ & SELVIN

24 Joseph A. Ball
25 Herman F. Selvin
26 Sheldon W. Presser

27 BY 
28 Herman F. Selvin
Attorneys for Respondent

[illegible]

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES)

I am the attorney for respondent in the above entitled matter; I have read the foregoing ANSWER OF RESPONDENT TO AMENDMENT OF NOTICE OF FORMAL PROCEEDINGS and know the contents thereof; and I am informed and believe the matters therein to be true and on that ground allege that the matters stated therein are true.

The verification of the ANSWER OF RESPONDENT TO AMENDMENT OF NOTICE OF FORMAL PROCEEDINGS is not being made by the respondent herein because counsel for respondent has inquired and is informed and believes that respondent herein is out of the County of Los Angeles at the present time.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on September 16, 1974, at Los Angeles,
California.

Sheldon W. Presser

FILED

OCT 15 1974

STATE OF CALIFORNIA

BEFORE THE COMMISSION ON JUDICIAL QUALIFICATION

CLERK OF SUPERIOR COURT, COUNTY OF LOS ANGELES

BY

[Signature]

DEPUTY

Inquiry Concerning a Judge) ANSWER OF RESPONDENT TO SECOND
No. 18) AMENDMENT OF FORMAL PROCEEDINGS

The respondent Judge named in the Second Amendment of Formal Proceedings herein (hereafter called "respondent"), answers the Second Amendment of Formal Proceedings as follows:

1. Answering Paragraph 6 of subdivision H of Count One of the Second Amendment of Formal Proceedings, respondent admits that she has made several complaints about noise in her apartment and that various discussions occurred on June 7, 1974. Save and except as hereinabove admitted, respondent denies generally and specifically each and every allegation contained in said paragraph.

2. Answering Paragraph 7 of subdivision H of Count One of the Second Amendment of Formal Proceedings, respondent admits and alleges that on or about August 22, 1972, a ~~Preliminary~~ ^{ar} ~~Hearing or examination~~ ^{arrest} was had before her involving defendant Delbert Farrell; and that a part of the proceeding had therein is correctly quoted on page 2 of said Second Amendment of Formal Proceedings. Save and Except as hereinabove admitted, respondent denies generally and specifically each and every allegation contained in said paragraph.

WHEREFORE, respondent respectfully prays that the within proceeding be dismissed.

RUMAN & SPIZER
I. RICHARD RUMAN
BALL, HUNT, HART, BROWN & BAERWITZ
JOSEPH A. BALL
KAPLAN, LIVINGSTON, GOODWIN,

BERKOWITZ & SELVIN
HERMAN F. SELVIN
SHELDON W. PRESSER

By I. Richard Ruman
I. RICHARD RUMAN
Attorneys for Respondent

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VERIFICATION

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I am the respondent in the above-entitled matter; I have read the foregoing ANSWER OF RESPONDENT TO SECOND AMENDMENT OF FORMAL PROCEEDINGS and know the contents thereof; and I certify that the same is true of my own knowledge, except as to those matter which are therein stated upon my information or belief, and as to those matters I believe it to be true.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on October 15, 1974 at Los Angeles, California.



Noel Cannon